

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

Peter Holmes

Name of Plaintiff(s)

v.

David Desmond, et al
Timothy Mahoney

Name of Defendant(s)

Civil Case No.

Judge

(Number and Judge to be
assigned by court)

FILED
HARRISBURG, PA

JAN 22 2001

MARY E. D'ANDREA, CLERK
Per [Signature]

APPLICATION TO PROCEED IN FORMA PAUPERIS

PLEASE READ CAREFULLY AND FULLY COMPLETE EACH SECTION.

1. ✓

I am willing to pursue my claims in this action under the provisions of The Prison Litigation Reform Act, understanding that pursuing my claim requires payment of a partial filing fee and deduction of sums from my prison account when funds are available until the filing fee of \$150.00 has been paid in full.

2. ✓

I have enclosed an executed Authorization form which authorizes the Institution holding me in custody to transmit to the Court a certified copy of my trust account for the past six (6) months as well as payments from the account in the amount specified by 28 U.S.C. §1915(b).

3.

Have you, prior to the filing of the complaint in this action and a prisoner as that term is defined in 28 U.S.C. § 1915(h), brought more actions or appeals in a court of the United States that were dismissed as frivolous, malicious, or for failure to state a claim which relief may be granted? Yes No ✓

(a) If the answer is "yes," are you now seeking relief because you are under imminent danger of serious physical injury?

- (b) Please explain in detail why you are under imminent danger of serious physical injury:

4. (a) Are you presently employed at the Institution? Yes ____ No ____

(b) If yes, what is your monthly compensation? \$ _____

5. Do you own any cash or other property; have a bank account; or receive money from any source? Yes ____ No ✓

If the answer is "yes" to any of the above, describe each source and the amount involved.

I certify under penalty of perjury that the foregoing is true and correct.

Executed on 1-18-01
(Date)

Peter Holmes
(Signature of Plaintiff)

This certification is executed pursuant to Title 28, United States Code, Section 1746.